

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking on the
Commission's Own Motion to Establish
Consumer Rights and Consumer Protection Rules
Applicable to All Telecommunications Utilities.

Rulemaking 00-02-004
(Filed February 3, 2000)

**ASSIGNED ADMINISTRATIVE LAW JUDGE'S
RULING ON PENDING MOTIONS**

The Draft Decision of Commissioner Wood in this proceeding was mailed for public comment on July 24, 2003. Most motions made by parties during the course of the proceeding were addressed shortly after they were made; others were not. This ruling lists and resolves, with one exception, those that were not.

- (a) *Greenlining/Latino Issues Forum Motion and Preliminary Proposal to Broaden Low-Income Consumer Participation in this Consumer Protection Rulemaking Proceeding* (filed February 24, 2000)

This motion is not resolved in this ruling and remains pending.

- (b) *Emergency Motion of the California Association of Competitive Telecommunications Companies, Telecommunications Resellers Association, the Competitive Telecommunication Association, and Cellular Carriers Association of California for Partial Rescission of Assigned Commissioner's Ruling and Request for Shortened Time to Respond* (filed May 1, 2000)

This motion is moot.

- (c) *Cox California Telecom, L.L.C. Motion for Leave to Accept Late-Filed Comments; Comments Attached* (filed February 21, 2001)

This motion is granted.

- (d) *Emergency Motion of the California ISP Association, Inc., for Ex Parte Issuance of a Temporary Restraining Order Prohibiting Discontinuance of*

Service in California by Northpoint Communications, Inc., and Motion for Preliminary Injunction (filed March 29, 2001)

The substance of this motion was addressed and resolved in complaint Case 01-03-041 (XO California, Inc. vs. NorthPoint Communications, Inc.) See Decision (D.) 01-04-008 and D.02-06-043.

This motion is moot.

- (e) *Motion for Acceptance of Late-Filed Comments; The Utility Reform Network and Consumers Union of U.S., Inc., Late-Filed Comments regarding Commissioner Wood's Draft Interim Decision [Attached]* (filed July 6, 2001)

This motion is granted.

- (f) *Motion of the Cellular Carriers Association of California for Leave to File Declaration of Professor Joseph Farrell; Declaration Attached* (filed July 16, 2002)

This motion is denied.

- (g) *Motion of Michael Manchester to Intervene and to Become a Party to these Proceedings* (filed August 14, 2002)

Michael Manchester became a party under the procedures set forth in the Rulemaking (R.) 00-02-004 initiatory order. This motion is moot.

- (h) *Motion of Allegiance Telecom of California, Inc., to Accept Late-Filed Comments on Commissioner Wood's Interim Decision on Rules Governing Consumer Protection* (filed August 30, 2002)

This motion is granted.

- (i) *Motion of Billing Concepts, Inc., to Intervene* (filed October 10, 2002)

Billing Concepts, Inc., became a party under the procedures set forth in the R.00-02-004 initiatory order. This motion is moot.

- (j) *[The Utility Reform Network, Utility Consumers Action Network, National Consumer Law Center, and California Department of Consumer Affairs] Motion for Leave to File Late-Filed Comments; Comments Attached* (filed October 22, 2002).

This motion is granted.

Therefore, **IT IS RULED** that motions (b) through (j) are resolved as set forth above. Motion (a) is not resolved in this ruling and remains pending.

Dated July 29, 2003, at San Francisco, California.

/s/ James C. McVicar
James C. McVicar
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Assigned Administrative Law Judge's Ruling on Pending Motions on all parties of record in this proceeding or their attorneys of record.

Dated July 29, 2003, at San Francisco, California.

/s/ Antonina V. Swansen

Antonina V. Swansen

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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